IN THE HIGH COURT OF JUDICATURE AT BOMBAY

Criminal Appellate Jurisdiction

Criminal Application No.3711 of 2007

1. Shri Rohidas Mukund Kajale & another. ... Applicants
(Orig.Accused Nos.3 & 5)

V/s.

State of Maharashtra. ... ... Respondents

Mr.Rohit Pawaskar i/by Mr.S.m.Gorwadkar for Applicants.

Mr.S.N. Gawade, APP for State.

CORAM : J.H. BHATIA, J.
Dated : 6th November 2007

P.C. :

1. Heard the learned Counsel for the parties.
2. It appears that during election campaign quarrel had taken place. A report was lodged by one Santosh S. Gayake against seven persons and Crime No.172 of 2007 under Sections 307, 143, 147, 148 and 149 of Indian Penal Code came to be registered.
3. By this Application, the present Applicants, who are Accused Nos.3 and 5, seek anticipatory bail. In support of their Application, they have produced the copies of the medical certificates of first informant- Santosh S. Gayake and two other injured persons. Each of them had suffered one minor injury either on their face or lip. No serious injury was

caused to anybody. It also appears that each of injured persons have already filed Affidavits before the Magistrate that the minor quarrel had taken place.

4. Taking into consideration the nature of injury suffered by the injured persons and their later conduct in filing the Affidavits, I find that it is a fit case to grant anticipatory bail, even though the offence is registered under Section 307 of Indian Penal Code.

5. In case of arrest in Crime No.172 of 2007, the Applicants be released on their executing PR bonds of Rs.5,000/- with surety in like amount with condition that they shall make themselves available to the Police, as and when required for the purpose of investigation. They shall fully co-operate with the Police for investigation and shall not misuse the bail.

6. The Application stands disposed of.

(J.H. BHATIA, J.)